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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 MARJORIE OGILVIE,

11 Plaintiff,

12 v.

13 THRIFTY PAYLESS INC., et al.,

14 Defendants.

CASE NO. C18-0718JLR

ORDER DENYING MOTION TO
CONTINUE TRIAL

15 Before the court is the parties' stipulated motion to modify the court's scheduling
16 order. (Stip. Mot. (Dkt. # 34).) For the reasons stated below, the court DENIES the
17 motion.

18 This case was removed to this court on May 17, 2018. (*See* Not. of Rem. (Dkt.
19 # 1).) On July 17, 2018, the court scheduled the case for trial on October 15, 2019. (*See*
20 Sched. Order (Dkt. # 17) at 1.)

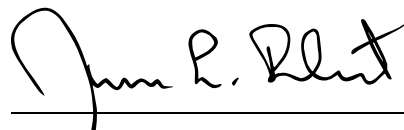
21 In support of their stipulated motion, the parties represent that counsel for Plaintiff
22 Marjorie Ogilvie will be unavailable for the October 15, 2019, trial due to a conflict with

1 a religious holiday. (*See* Stip. Mot. at 1.) The parties did not list this conflict in their
2 joint status report, which the court uses to set trial. (*See* JSR (Dkt. # 16) at 5.) The
3 parties state that they “have agreed to continue the trial and amend the trial schedule for
4 any deadlines that have not already passed.” (Stip. Mot. at 1.) The parties request that
5 the court set a new trial date for July 14-16, 2020. (*Id.*)

6 Absent a showing of good cause, the court does not grant “short” trial
7 continuances. *See* Fed. R. Civ. P. 16(b)(4); (Sched. Order at 2 (“The court will alter these
8 dates only upon good cause shown . . .”).) The court has a full trial calendar and will
9 not imperil the trial dates of other parties, especially when the conflict should have been
10 foreseen. Accordingly, the court DENIES the parties’ stipulated motion. (Dkt. # 34.)

11 Nevertheless, the court will consider moving the parties’ trial date to the end of the
12 court’s trial calendar. If the parties wish to seek this relief, they should file a new
13 stipulated motion to that effect. The parties should be aware that the court is presently
14 scheduling trials in mid-to-late fall of 2020. If the court moves this matter to the end of
15 its trial calendar, the court will also issue a new scheduling order with respect to all
16 remaining pretrial deadlines.

17 Dated this 25th day of June, 2019.

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20 JAMES L. ROBART
21 United States District Judge
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